

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

MICHAEL GERHARDT,)	
)	No. 08 CV 2619
Plaintiff,)	
)	Judge Andersen.
)	
)	Magistrate Judge Cox
VILLAGE OF FLOSSMOOR, a)	
a municipal corporation,)	<u>Jury Demanded</u>
)	
Defendants.)	

NOTICE OF MOTION

TO: Mr. Blake Horwitz
Horwitz, Richardson & Baker, LLC
20 S. Clark, Suite 500
Chicago, IL 60603

PLEASE TAKE NOTICE that on July 31, 2008 at 9:00 a.m., the undersigned will present before the Honorable Judge Wayne R. Andersen, Room 1403, 219 South Dearborn, Chicago, Illinois, **Defendant's Motion for Leave to File Answer Instantly**, a true and correct copy of which was electronically filed this date.

/s/ Mark F. Smolens
Attorney for Defendants

AFFIDAVIT OF SERVICE

I, the undersigned on oath state that I caused a true and correct copy of the above-listed motion to be electronically filed (and served by mail on the plaintiff's attorney) this 22nd day of July, 2008.

/s/Mark F. Smolens

**RICHARD T. RYAN
MARK F. SMOLENS
RYAN, SMOLENS & JONES
180 North LaSalle Street --Suite 2303
Chicago, Illinois 60601--(312) 372-3800**